



2 EP SECRET
Room - 304

PATENT
Attorney Docket Number 50047590-0031 (formerly 1331R)

Harman Ref No.: P99005USU

9 Reg for refund

INVENTOR'S

ATTORNEY DOCKET NO.:

SERIAL NO.: 09/521,522

FILED: March 8, 2000

David J. COX; Bernard M. WERNER; William J. GELOW

50047590-0031

GROUP ART UNIT: 2643

EXAMINER: Suhan NI

S-21-02

TITLE: SOUND-DAMPING LAMINATE FOR LOUDSPEAKER STRUCTURE

REQUEST FOR REFUND UNDER 37 CFR 1.26

Commissioner for Patents
Washington, D.C. 20231

Attorney Customer Number: 026263

SIR:

On January 7, 2002, SONNENSCHEIN NATH & ROSENTHAL Account No. 19-3140 was charged \$84.00 for one (1) extra independent claim (Fee Code 102) and \$180.00 for ten (10) extra dependent claims (Fee Code 103). The highest number of claims pending at this time in this application is twenty-five (25) claims (3 independent and 22 dependent). Since Applicant authorized the Commissioner to charge Account No. 19-3140 only \$90.00 (5 X \$18.00) for the extra five claims as seen in EXHIBIT A, Applicant asserts that the USPTO's charge of \$174.00 (\$84.00 + \$90.00) against Deposit Account No. 19-3140 was in error.

After reviewing the application and responses, the USPTO extra independent claims fee was mistakenly charged. When the original application was filed on March 8, 2000, there were a total of eight (8) claims - two (2) independent and six (6) dependent. No additional claim fee was necessary.

In the June 28, 2001 Office Action, the Examiner withdrew independent claim 1 and dependent claims 2-5. Response "A", facsimile filed December 27, 2001, cancelled claims 1-5 and added new claims 9-30, for a new total of twenty-five (25) pending claims, comprising three (3) independent claims and twenty-two (22) dependent claims. For the extra five (5) claims, Applicant authorized the USPTO to charge Deposit Account No. 19-3140 \$90.00 (15 X \$18.00) as indicated in the Response "A" transmittal letter. A copy of the Transmittal Letter is included herein as EXHIBIT A.

Accordingly, Applicant requests a refund of \$174.00 overpayment as permitted by 37 CFR 1.26.

Please credit the \$174.00 overpayment to account No. 19-3140 and indicate the reason for the credit as "Refund For 50047590-0031."

The Commissioner is hereby authorized to charge any additional fees which may be required, or to credit any overpayment to account No. 19-3140. A duplicate of this sheet is enclosed.

Respectfully submitted,
SONNENSCHEIN NATH & ROSENTHAL
Attorneys for Applicant

By:
Vincent P. Tassinari, Esq.
Reg. No. 42,179

Dated: April 18, 2002

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CERTIFICATE OF MAILING

I hereby certify that this correspondence is being deposited with the United States Postal Service in an envelope addressed to: Commissioner for Patents, Washington, D.C. 20231 on April 18, 2002.

Rose M. Garza Date: April 18, 2002



EXHIBIT A

TRANSMITTAL FORM (to be used for all correspondence after initial filing)		Application Number	09/521,522
		Filing Date	March 8, 2000
		First Named Inventor	David J. Cox, et al.
		Group Art Unit	2643
		Examiner Name	Suhan NI
Total Number of Pages in This Submission		Attorney Docket Number	50047590-0031

ENCLOSURES (check all that apply)

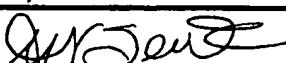
- Transmitted herewith is a Response.
- The fee has been calculated as shown below:

(1) ITEM FOR AMENDMENT	(2) CLAIMS REMAINING AFTER AMENDMENT	(3)	(4) HIGHEST NO. PREVIOUSLY PAID FOR	(5) PRESENT EXTRA	(6) RATE	(7) ADDITIONAL FEE
TOTAL CLAIMS	25	-	20	5	<input type="checkbox"/> x \$9.00 <input checked="" type="checkbox"/> x \$18.00	\$90.00
INDEPENDENT CLAIMS	3	-	3	0	<input type="checkbox"/> x \$42.00 <input checked="" type="checkbox"/> x \$84.00	\$0.00
	APPLICATION AMENDED TO CONTAIN ANY MULTIPLE DEPENDENT CLAIMS NOT PREVIOUSLY PAID FOR.			<input type="checkbox"/> YES <input checked="" type="checkbox"/> NO	<input type="checkbox"/> x \$140.00 <input checked="" type="checkbox"/> x \$280.00 ONE TIME	\$0.00
					TOTAL ADDITIONAL FEE FOR THIS AMENDMENT	\$90.00

- Applicant petitions the Commissioner for Patents to extend this time for response to the Office Action dated June 28, 2001 for three month(s) so that the period for response is extended to December 28, 2001. A check including the \$920.00 extension fee is enclosed.
- A check including the \$90.00 additional claim fee is enclosed.
- A check including the \$_____ for the Terminal Disclaimer under 37 C.F.R. §1.321 is attached.
- A check including the \$_____ for the Amendment Under 37 C.F.R. 1.312(b) is attached.
- The Commissioner is hereby authorized to charge the extension fee and any additional fees which may be required, or to credit any overpayment to Account No. 19-3140. A duplicate of this sheet is enclosed.

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT

Dated: December 27, 2001

SIGNATURE: 

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CERTIFICATE OF TRANSMISSION

I hereby certify that this correspondence is being facsimile transmitted to the United States Patent and Trademark Office, Fax No. (703) 305-9508 on December 27, 2001.

Dated: December 27, 2001

SIGNATURE: 

Antonietta Musto